



Draft 12-15-01

**Court Alcohol and Drug Program  
Advisory Committee  
(CADPAC)**

**November 9, 2001  
Meeting Minutes**

**I. ATTENDANCE** This meeting was held at the Indiana Judicial Center, Room 1071, Indianapolis, Indiana.

**1. Members Present:** Hon. James W. Rieckhoff, Hon. Barbara L. Brugnaux, Hon. Wayne Trockman, Hon. Raymond Kirtley, Ms. Debra Farmer, Mr. Art Kozumplik, Ms. Linda Murawski, Ms. Linda Brady

**2. A&D Staff:** Mr. William F. Carey, Administrator, Ms. Loriann Amsbury, Ass't Administrator, Ms. Cheri Harris, Staff Attorney, Ms. Donna Durr, Staff Associate

**3. Guest:** Scott Filley, Elkhart County A&D Abuse Program

**II. WELCOME and INTRODUCTIONS:** the Chair welcomed everyone. Judge Rieckhoff expressed the appreciation of the CADPAC for their participation.

**III. PREVIOUS MINUTES:**

Minutes of our previous meeting were reviewed. Judge Brugnaux/Ms. Murawski motioned that they be approved as written. Minutes were unanimously approved.

**IV. OLD BUSINESS: Special Reports**

1. Mr. Carey presented highlights of two meetings with the Chief Justice that reviewed the following:
  - A. Status of the IU/Hudson Grant and the need for a state repository. Chief Justice designated Office of State Court Administration to host the repository.
  - B. Progress of the AD-Hoc Oversight Committee, Drug Court legislation, and Updated Program Directory of 20 drug courts. The Chief Justice supports our direction.
  - C. The Chief Justice met with staff to present plans for state funding of court operations and feels this is a "monumental moment in court history".
  - D. Justice Sullivan is heading the funding re-structuring for courts and funding draft legislation will be completed by the end of November 2001.
2. Judge Kirtley deferred to Judge Brugnaux who presented a legislative proposal by the Ad-Hoc Committee on Drug Court Oversight. Initial effort was given to adjusting the existing A&D statute, however it became evident very quickly that a totally new drug court statute was needed. Therefore the committee has drafted a proposed IC 12-23-14.5

**A. Review of Proposed Legislation.** Cheri Harris presented to the committee our proposed legislation (**Enclosure 1**) for the upcoming 2002 General Assembly. The legislation contains:

1. revisions to definitions in Title 12 to include felonies and eliminate infractions
2. updated revisions of IC 12-23-14-6 & 7 concerning program functions
3. new sections to IC 12-23-14 that provide for staff immunity and authority to conduct and charge for chemical testing of clients

**B. Review of Proposed Oversight of Drug Treatment Court Legislation.** Cheri Harris then presented the committee's work for Proposed Drug Court Oversight Legislation for 2002. An extensive discussion took place.

1. the Policy Subcommittee presented their review & explanation of their recommendations to the legislation proposal
2. discussion on judicial authority, methodology for incorporating integration with existing Court A & D Programs, initiation of a user fee and other issues were thoroughly debated.
3. it was also noted by the committee that if drug treatment courts were to become state funded as part of the recent state funding of courts proposal that the funding portion of this legislation will need to be revised.
4. the following motions were made by Judge Brugnaux/Judge Trockman and approved unanimously by the committee:

**MOTION: That the CADPAC recommend that the draft 2002 Legislative Agenda drafted by IJC be approved by the Judicial Conference of Indiana and be forwarded to the General Assembly for sponsorship and approval.**

**MOTION: That IJC may change the funding language of the proposed IC 12-23-14.5 if necessitated by pending restructuring of funding for state courts.**

The Chair thanked all involved for the exceptional legislative work.

**V. REPORTS** Due to the length of legislation discussion, and in order to conserve time, brief reports were presented on the following:

**1. Policy Sub-Committee – (Enclosure 2)**

Ms. Harris on behalf of Judge Sleva conveyed that a **Proposed Change to Section 31 Rules and Judicial Qualifications Requirements for Contract Programs** continue to be reviewed by the sub-committee.

**2. Education & Training Sub-Committee – (Enclosure 3)**

Judge Brugnaux provided a **Proposed Draft Agenda for 4<sup>th</sup> Annual Meeting** .

**3. Certification Sub-Committee – (Enclosure 4)**

Ms. Amsbury on behalf of Judge Detamore provided a report discussing:

- **Mid-term certification visits**
- **Upcoming certification reviews**
- **CSAMS.development**

**4. Association Reports**

1. **ICCADS Update** – Ms. Murawski indicated DMHA is working on IOP standards.
2. **IADCP Update** – Judge Brugnaux commented IADCP is working with IJC to present workshops at the 4<sup>th</sup> Annual Meeting in March
3. **IAIC Update** – no report.

**VI. NEW BUSINESS/Discussion**

1. Mr. Carey – indicated new A&D program applications have been received from Whitley and Gibson Counties. Potential applications are in process for Jay, Kosciusko and Starke counties.
2. Mr. Carey also stated that a Newsletter would be published in December (hopefully).
3. Mr. Carey mentioned that the next Drug Court Ad-Hoc Committee Meeting has been rescheduled for January 18, 2002 at 1:00 p.m. Notice has been sent by fax to committee members
4. Discussion then centered on our meeting dates for 2002.

**VII. NEXT MEETING:** CADPAC meetings for 2002 are scheduled for:

**2002 dates:** February 15, May 17, Sep. Judicial Conf., Dec 13 or 20

Respectfully submitted,

December 15, 2001

**William F. Carey**, Administrator  
Court Alcohol and Drug Program

Encl: 4

WFC:bc